

REMARKS

Claims 1-5 are currently pending. Claim 1, the sole independent claim has been amended; and Claim 6, previously indicated as "non-elected" is hereby cancelled without prejudice to being prosecuted further in a suitable divisional/continuation application.

On the merits, the Examiner has rejected Claims 1 and 2 under 35 U.S.C. §103(a) as obvious over "Gasse et al. as evidenced by Khanna et al. (U.S. Patent No. 6,040,392)." The arguments advanced in support of this rejection are set-out in item No. 4 on pages 2-4 of the Official Action, and not herein repeated.

Further, the Examiner has rejected Claims 3-5 (which depend directly from independent Claim 1 under 35 U.S.C. §103(a) as obvious over Gasse et al. as evidenced by Khanna et al. as applied to Claims 1-2 above, and further, in view of E.P. No. 0,792,741 (Noguchi). The arguments advanced in support of this rejection are discussed in item No. 5 on pages 4-5 of the Official Action, and not herein repeated. Applicants respectfully traverse all of the pending grounds for rejection and arguments in support thereof.

U.S. Patent No. 5,750,262 (Gasse et al.) does not disclose, suggest or teach a "stretched film" (see col. 3, lines 23-26) or a "balloon". A "film bubble" (see col. 3, lines 15-20) is not a "balloon" as disclosed and claims in the present invention. Further, Claim 1 has now been amended to recite "nylon 6" which is not understood to be disclosed or suggested in Gasse et al.

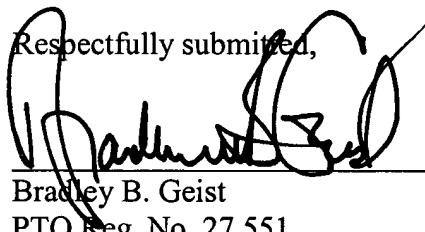
Moreover, Gasse et al. does not disclose a five-layer structure composed of a polyamide resin layer, a polyolefin layer, a polyamide resin layer, an adhesive resin layer and a seal layer wherein the polyamide resin layer comprises about 70-95 wt.% of nylon 6 and about 30-5 wt.% of amorphous nylon.

As shown in table 1 of the specification, only one polyamide resin layer comprising about 70-95 wt.% of nylon 6 and about 30-5 wt.% of amorphous nylon (comparative example 1) results in higher curling property.

Gasse et al. does not disclose a five-layer structure having two mixed polyamide layer of the invention. Further, none of the secondary references supplies a whit of motivation that would lead one skilled in the pertinent art to modify Gasse et al. to arrive at the present invention.

In view of the foregoing amendments and remarks, Applicants respectfully request reconsideration and allowance of the presently pending claims.

Respectfully submitted,



Bradley B. Geist
PTO Reg. No. 27,551

Attorney for Applicants
(212) 408-2662